

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-1673/1dn  
DAK:kjf:rs

April 26, 2007

To Representative Hines:

This redraft, in part, addresses some of Dick Sweet's (undated) comments on the 2005 bill, LRB-3615/1, as follows:

1. In #2 of his comments, Dick suggests that “**(I) DEFINITIONS.**” should be inserted on page 28, after line 16; that is unnecessary, because the renumbering of s. 146.19 (1) (intro.) carries the title (DEFINITIONS) with it.
2. In #4 of his comments, Dick notes that s. 146.50 (1) (hm), stats. (a definition of “first responder”) was not treated in the bill; actually, it was treated, but erroneously as s. 146.150 (1) (hm). I have removed the erroneous treatment, repealed s. 146.50 (1) (hm), and changed the renumbering of s. 146.53 (1) (d), stats. (a different definition of “first responder”) to s. 256.01 (9); I've also amended that newly renumbered provision to refer to certification of first responders by DHFS under s. 256.15 (8) (a) (as renumbered from s. 146.50 (8) (a), stats., in the bill), which was material that was otherwise lost by the repealing of s. 146.50 (1) (hm), stats.

The redraft also addresses certain changes proposed in an attachment to Doug Parrot's e-mail of April 3, 2007; I have spoken with Patty Bollig of DHFS about the following issues:

1. For the changes to s. 251.06 (3) (e), I did not draft the term “registered environmental health specialists”; no category of this name exists in the statutes or rules. Instead, I defined “sanitarian” under s. 251.01 (8), using the definition under s. 440.98 (1) (b), stats., and requiring that the sanitarian be registered under s. 440.98 (5), stats.
2. For the changes proposed to s. 251.05 (3) (c), stats., I have instead drafted a reference to s. 250.03 (1) (L), stats., which, according to Patty Bollig, is the intent.
3. For the changes proposed to s. 251.05 (3) (e), stats., I have required DHFS to promulgate rules specifying qualifications for a public health educator and additional qualifications for a public health nutritionist and a public health dental hygienist. I have corrected an incomplete reference to registration of a public health nutritionist by the Commission on Dietetic Registration after speaking with both Ms. Linda Peterson, to whom I was referred by Patty Bollig, and Ms. Peggy Anderson, who is the Manager of Registration Eligibility Services of the Commission. Ms. Anderson said

that the correct verb for the action the Commission takes is “credential” or “register;” I used the term “credential” to avoid redundancy.

4. I did not draft the proposed change to s. 251.07, stats., which would require a physician to be currently licensed under ch. 448, stats.; this amendment is unnecessary, because “physician” is defined in s. 250.01 (6), stats., to be licensed under ch. 448, stats., and that definition is applicable to ch. 251, stats.

5. Please note my revision to the structure of s. 254.59 (7). Please also note that the local health departments specified in s. 254.59 (7) (a) 1. to 5. do not comprise all of the local health departments specified under s. 251.02, stats.

6. Note that s. 146.50 (1) (o) and provisions under s. 146.50 (8g), and their cross-references have been removed from the bill. Section 146.50 (8g) was repealed by 2005 Wisconsin Act 486.

Please let me know if I may provide you with any other assistance with regard to this bill.

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